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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY _____ DEPUTY

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff

NO. CR19-259JCC

SUPERSEDING INFORMATION

v.

RYAN S. HERNANDEZ,
also known as "RyanRocks,"
also known as "Ryan West,"
Defendant.

The United States Attorney charges that:

COUNT 1

(Computer Fraud and Abuse)

1. The defendant, RYAN S. HERNANDEZ, also known as "RyanRocks" and "Ryan West," a resident of Palmdale, California, committed the successful intrusion of protected computers and servers of a victim company, namely, Nintendo Co., Ltd., and its U.S. subsidiary, Nintendo of America (collectively, "Nintendo"). RYAN S. HERNANDEZ targeted Nintendo and specifically data and files related to its array of video games and consoles.

any means, including by computer, and which had been produced using materials that had been mailed and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and the depictions of child pornography involved include images of a prepubescent minor and a minor who had not attained 12 years of age.

All in violation of Title 18, United State Code, Section 2252(a)(4)(B) and (b)(2).

ASSET FORFEITURE ALLEGATION

(Count 1)

7. The allegations contained in Count 1 of this Superseding Information are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1030(i). Upon conviction of the offense charged in Count 1, the defendant, RYAN S. HERNANDEZ, shall forfeit to the United States any property constituting, or derived from, proceeds he obtained, directly or indirectly, as the result of the offense. The defendant shall also forfeit his interest in any personal property that he used or intended to use to commit or to facilitate the commission of the offense, including but not limited to:

- a. One Seagate external hard drive, serial no. Z84112WS;
- b. One Apple Macbook, serial no. C02MN8TDFD57;
- c. Nintendo Switch console, serial no. XAW10001300634;
- d. Nintendo Switch console serial no. XAW10021377616;
- e. IS-Nitro-Emulator, serial no. 08050639); and
- f. NDEV wireless device, serial no. NMA20089065).

(Count 2)

8. The allegations contained in Count 2 of this Superseding Information are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 2253(a). Upon conviction of the offense charged in Count 2, the defendant, RYAN S. HERNANDEZ, shall forfeit to the United States any property, real or personal, used or intended to be used to commit or to

1 promote the commission of such offense, or any property traceable to such property; any
2 property, real or personal, constituting or traceable to gross profits or other proceeds
3 obtained from such offense; and any visual depiction described in Title 18, United States
4 Code, Sections 2251, 2251A, 2252, 2252A, 2252B, or 2260, or any book, magazine,
5 periodical, film, videotape, or other matter which contains any such visual depiction,
6 which was produced, transported, mailed, shipped, or received, in violation of
7 Chapter 110, Title 18, United States Code, including but not limited to the following:

8 a. One Seagate external hard drive, serial no. Z84112WS; and

9 b. One Apple Macbook, serial no. C02MN8TDFD57.

10 9. **Substitute Assets.** If any of the above-described forfeitable property, as a
11 result of any act or omission of the defendant,

12 a. cannot be located upon the exercise of due diligence;

13 b. has been transferred or sold to, or deposited with, a third party;

14 c. has been placed beyond the jurisdiction of the Court;

15 d. has been substantially diminished in value; or

16 e. has been commingled with other property which cannot be divided
17 without difficulty;

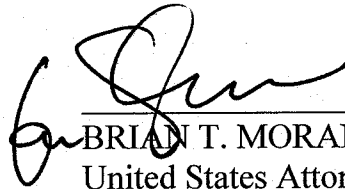
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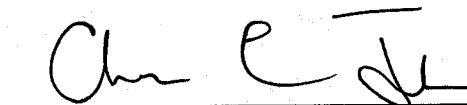
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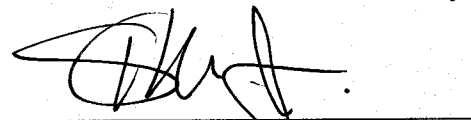
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1 it is the intent of the United States to seek the forfeiture of any other property of the
2 defendant up to the value of the above-described forfeitable property pursuant to Title 21,
3 United States Code, Section 853(p).

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5 DATED this 21st day of January, 2020.

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8 
9 BRIAN T. MORAN
United States Attorney

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12 ANDREW C. FRIEDMAN
13 Assistant United States Attorney

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16 STEVEN T. MASADA
17 Assistant United States Attorney
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